

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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NEW YORK CITY DISTRICT COUNCIL
OF CARPENTERS PENSION FUND; ET AL.,

Civil Action No. 11-Civ. 5474

Plaintiff(s),

-against-

MICHAEL FORDE; ET AL.,

Defendant(s).

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STATE OF PENNSYLVANIA)

S.S.:

COUNTY OF McKEAN)

AFFIDAVIT OF SERVICE

Larry Benson, being duly sworn, deposes and says that he/she is a Deputy of the McKean County Sheriff's Office, is over the age of eighteen years and is not a party to the action.

That on the 23rd day of September, 2011, at approximately

8:09 a.m./p.m., deponent served a true copy of the SUMMONS; RIDER; COMPLAINT; ECF RULES & INSTRUCTIONS; and RULES OF JUDGE SAND upon Brian Hayes c/o the McKean Federal Prison at Route 59 and Big Shanty Road, Lewis Run, PA 16738 by personally delivering and leaving the same with Brian Hayes at that address. At the time of service deponent asked whether the defendant is in active military service for the United States or for the State in any capacity whatsoever or dependent upon such person and received a negative reply.

Brian Hayes is a White male, approximately 23-71 years of age, is approximately 5 feet and 10 inches tall, weighs approximately 190 pounds, with brown hair.

Sworn to before me this

26th day of September, 2011

Larry Benson
Larry Benson
Sheriff's Deputy

Tara L. Morey
NOTARY PUBLIC, STATE OF PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Tara L. Morey, Notary Public
Smethport Boro, McKean County
My Commission Expires Feb. 4, 2014